

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

HENRY RUIZ,

Plaintiff,

v.

CAROLYN W. COLVIN,
Commissioner of Social Security,

Defendant.

No. 1:14-CV-3085-JTR

ORDER GRANTING STIPULATED
MOTION FOR REMAND
PURSUANT TO SENTENCE FOUR
OF 42 U.S.C. § 405(g)

BEFORE THE COURT is the parties' stipulated Motion for Remand of the above-captioned matter to the Commissioner for additional administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g). ECF No. 19.

Attorney Thomas Andrew Bothwell represents Plaintiff; Special Assistant United States Attorney Franco L. Becia represents Defendant. The parties have consented to proceed before a magistrate judge. ECF No. 6. After considering the file, and proposed order, **IT IS ORDERED:**

1. The parties' Stipulated Motion For Remand, **ECF No. 19**, is **GRANTED**. The above-captioned case is **REVERSED** and **REMANDED** to the Commissioner of Social Security for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g).

On remand, the administrative law judge (ALJ) shall hold a new hearing and: (1) obtain additional evidence including (a) educational records and (b) a psychological examination with intelligence testing conducted by a bilingual examiner or with the assistance of a Spanish language interpreter; (2) utilize a

1 medical expert at a new administrative hearing to clarify the nature and severity of
2 Plaintiff's impairments; (3) further evaluate the evidence and determine if Listing
3 12.05 is satisfied and, if not, provide rationale in support of that finding; (4) re-
4 evaluate Plaintiff's residual functional capacity; and (5) further evaluate steps four
5 and five of the sequential evaluation process with the assistance of a vocational
6 expert. The ALJ will take any other actions necessary to develop the record, and
7 Plaintiff may submit additional evidence and arguments to the ALJ.

8 2. Judgment shall be entered for **PLAINTIFF**.

9 3. Plaintiff's Motion for Summary Judgment, **ECF No. 14**, is
10 **STRICKEN AS MOOT**.

11 4. An application for attorney fees may be filed by separate motion.

12 The District Court Executive is directed to enter this Order, forward copies
13 to counsel, and **CLOSE THE FILE**.

14 DATED February 24, 2015.



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A handwritten signature in black ink, appearing to be "M", is written over a horizontal line.

JOHN T. RODGERS
UNITED STATES MAGISTRATE JUDGE